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Response to Office Communication dated February 4, 2009:

Submitted via Fax to Ruth A. Davis at:
571-273-8300

Applicant: Salubris Inc. 12 Alfred Street, Baldwin Park 1, Suite 300, Woburn, MA, 01801

Applicant No: 10/683,565

Filing date: 10/10/2003

First named inventor: Tanil Zuhtu Kocagoz

Attorney Docket No: 5873-00100

Confirmation No: 7662

Detailed action:

We submitted a Revival Petition on August 1, 2008 to revive our patent application and our Request for Continued Examination, amendment and response filed on December 26, 2007 and May 7, 2007 respectively were entered by the examiner into the case. The examiner stated that all arguments have been fully considered and claims 1-14 were pending and have been considered on the merits. We seek to remedy the objections previously noted by the examiner by amending our claims as noted below.

Short summary of our subject invention:

The subject of our application is a culture medium, intended for rapid diagnosis of tuberculosis that detects the growth of mycobacteria earlier than classical mycobacterial culture media. The growth detection in classical mycobacterial culture media depend on the observation of growing colonies on solid medium or turbidity in liquid medium. This takes usually 3 to 6 weeks due to the slow-growing nature of *Mycobacterium tuberculosis*. The principle of early mycobacterial growth detection in our subject invention depends on the pH change that occurs when mycobacteria grow. The original pH of 7.6 of the medium drops to between pH 6.0 and 6.8. The pH indicator dyes included in the medium create the color